

Exhibit E

In the Matter Of:

*ERIC WRIGHT vs
UNITED STATES*

ELIZABETH FORD

October 24, 2016

SPOKANE REPORTING SERVICE, INC.

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1 A I don't recall.

2 Q Okay. And I'll just -- let me ask it one more time,
3 one more -- in a different way.

4 Do you recall anything Matt told you about
5 Mr. Wright?

6 A I don't recall.

7 Q Okay. Did Matt say anything to you about seeing Mr.
8 Wright outside, appearing to Matt to be in some kind of
9 distress?

10 A I don't recall that.

11 Q When -- well, strike that.

12 After Matt presented him -- Mr. Wright to
13 you, and completed his discussion with you, what do you
14 recall happening next with respect to Mr. Wright?

15 A All I recall is what I read in his record.

16 Q Let's go to that. Let's go to page one of Exhibit 1.

17 This is a triage note authored by yourself,
18 is it not?

19 A Yes.

20 Q And I'm assuming -- when I look at these notes, I'm
21 assuming that this is you guys went -- you guys went
22 online --

23 This is computerized, isn't it?

24 A Yes.

25 Q And so when we look at these times, these times, the

1 Q After he fell and hit his head?

2 MR. DERRIG: I'm going to object to the form.

3 You can go ahead and answer.

4 A I don't recall specifically.

5 Q (By Mr. Howard) Do you recall the issue with Mr.

6 Wright having a CAT scan or not the evening of August

7 2nd, 2014? Do you recall that issue ever being discussed

8 in your presence?

9 A I don't recall.

10 Q Do you recall if you made mention of whether he

11 should or shouldn't have a CAT scan on August 2nd, 2014?

12 A I do not recall.

13 Q As you sit here now, do you recall if you had an

14 opinion as to whether or not Mr. Wright should have a CAT

15 scan on August 2nd of 2014?

16 A Can you clarify that question?

17 Q Yeah. Do you recall --

18 I'm asking you to think back to the evening

19 of 2014, and I'm asking you if you recall believing or

20 having an opinion that Mr. Wright should have a CAT scan

21 that night?

22 A Yes.

23 Q What was your opinion?

24 A He should.

25 Q Did you share that opinion with Dr. Cashion?

1 A I don't remember a specific conversation.

2 Q Do you have a general recollection, however, that
3 some time that evening before Mr. Wright left the
4 hospital you did advise Dr. Cashion in your opinion this
5 patient should have a CAT scan?

6 MS. MCAMIS: Objection.

7 MR. DERRIG: Objection to form.

8 MS. MCAMIS: Join.

9 A My recollection, to the best of my memory, I remember
10 discussing injuries and asking about possible further
11 testing, but not advising a physician.

12 Q (By Mr. Howard) When you say "discussing," this
13 would have been a discussion between yourself and Dr.
14 Cashion?

15 A Yes.

16 Q Okay. Do you recall what Dr. Cashion's response was
17 during that discussion you had with him about Mr. Wright
18 having a CAT scan?

19 A I don't --

20 MR. DERRIG: I'm going to object to the form.
21 You can go ahead and answer.

22 A I don't recall.

23 Q (By Mr. Howard) Why did you believe Mr. Wright
24 should have a CAT scan that night?

25 MS. MCAMIS: Object to the form. Lack of

1 foundation.

2 MR. DERRIG: Yeah, I'm going to object as
3 well. Go ahead.

4 Q (By Mr. Howard) That's what we do. Now she's
5 getting in too.

6 A He fell, hit his head, and he's on Coumadin.

7 Q Were you aware that night that in addition to being
8 on the Warfarin he was taking aspirin?

9 A Let me review his --

10 Well, it's on his med list, baby aspirin.

11 Q So you would have been aware of it that night,
12 correct?

13 A Reviewing his med list, yes.

14 Q Were you aware that night that he also subcutaneously
15 was given an injection of Enoxaparin?

16 A I don't recall that.

17 Q Are you aware that Mr. Wright did not have a CAT scan
18 that night?

19 A Yes.

20 Q Do you know why Mr. Wright did not have a CAT scan
21 that night?

22 A I don't recall.

23 Q Do you have an understanding as to why Mr. Wright did
24 not have a CAT scan that night?

25 A He wanted to go home, and the physician assessed him

1 and went over all the previous lab work and came to the
2 conclusion that he could go home.

3 Q Did you read Dr. Cashion's deposition?

4 A No.

5 Q Do you -- at the time -- well, strike that.

6 Do you know if Mr. Wright had been in the
7 emergency room for more than a couple of hours when Dr.
8 Cashion released Mr. Wright that night?

9 A Which visit are you talking about?

10 Q That night, after he hit his head.

11 A He was only in the -- according to these times, in
12 the ER after he hit his head a brief time period.

13 Q Is that your recollection as you sit here now, he was
14 only in there a brief period?

15 A Looking at -- I don't recall the exact amount of time
16 he was in the ER after hitting his head.

17 Q Do you remember being so busy the night Mr. Wright
18 was there that you had to delay inputting into the
19 computer the information that's now in the chart?

20 MR. DERRIG: I'm going to object to the form.

21 A I don't recall specifically.

22 Q (By Mr. Howard) Do you know if it was Dr. Cashion's
23 suggestion that Mr. Wright go home or that it was at Mr.
24 Wright's request that he go home that night?

25 A Mr. Wright requested but I don't know the entire

1 Q Do you remember examining any time that night Mr.
2 Wright? Doing a physical exam on Mr. Wright? Do you
3 remember doing a physical exam on him?

4 A I don't recall, but I charted --

5 Q Right.

6 A -- that I assessed him.

7 Q And in the chart you found that his lower extremities
8 were functioning within normal limits, correct?

9 A For his current state, yes.

10 Q What does that mean, "for his current state"?

11 A How is he today. I can just go off what I charted.

12 Q If -- if he was unable to put weight on one of his
13 extremities, would you have reflected that in your chart?

14 A I would have.

15 Q Did you get a pass down from any of the nurses who
16 examined Mr. Wright earlier in the day before he fell?

17 A I don't recall.

18 Q Okay. Do you recall the issue of Mr. Wright being
19 diagnosed by a Dr. McManus with ecchymosis and a severe
20 anasarca?

21 A I don't recall.

22 Q You don't recall anybody doing that?

23 A (Shakes head).

24 MR. HOWARD: Okay. Let's take a short break.

25 VIDEOGRAPHER: Going off the record. The

1 attempting to triage Mr. Wright?

2 MR. DERRIG: I object to the form.

3 A I don't recall.

4 Q (By Mr. Howard) Okay. I asked you earlier if you
5 recall discussing Mr. Wright's care with Nurse Linton.

6 And I think you told us you really don't recall
7 discussing Mr. Wright's care on August 2nd of 2014; is
8 that true?

9 A I don't recall.

10 Q Do you recall if Nurse Linton or Dr. McManus or
11 anyone informed you that they thought Mr. Wright should
12 be retained overnight for observation on August 2nd of
13 2014?

14 A I do not recall that.

15 Q Did you have any -- an opinion as to whether or not
16 Mr. Wright should be retained overnight for observation
17 on August 2nd of 2014?

18 MS. MCAMIS: Object to the form. Lack of
19 foundation.

20 MR. DERRIG: I'll join. You can go ahead and
21 answer.

22 A My opinion?

23 Q (By Mr. Howard) Yes, ma'am.

24 A I think he should have been just observed overnight.

25 Q And I want to make sure I get the timing right. I

1 understand in retrospect, everybody agrees on that, but
2 on August 2nd of 2014, was it your opinion that Mr.
3 Wright should be retained overnight for observation?

4 MR. DERRIG: Objection to the form.

5 MS. MCAMIS: Join.

6 MR. DERRIG: You can go ahead and answer.

7 A My opinion, he really wanted to go home, in my --
8 from what I charted. But my opinion was that he should
9 be watched.

10 Q (By Mr. Howard) Do you recall whether or not you
11 advised Mr. Wright to stay overnight and --

12 In other words, to inform him that going home
13 was not a good idea?

14 MR. DERRIG: Object to the form. Go ahead.

15 A I do recall going over the risks of head bleed --
16 bleeding of the head.

17 Q (By Mr. Howard) Do you recall going over the care --
18 the care sheet with Mr. Wright along the -- you know, in
19 that context?

20 A I don't recall that.

21 Q Do you recall informing Mr. Wright that you felt he
22 should stay overnight at the hospital?

23 A I don't recall that specifically.

24 Q Do you recall telling Dr. Cashion that you felt that
25 Mr. Wright should be retained overnight for observation?

1 Gone up the chain?

2 A Yeah, you can always do that.

3 Q Okay. And that is the same for if you had wanted to
4 go up the chain of chain of command about Mr. Wright
5 obtaining a CT, you could have done that as well?

6 MR. EYMANN: Form.

7 A Yes.

8 Q (By Ms. McAmis) Okay. And you didn't do that in
9 this case?

10 A I didn't do that.

11 Q Did you document anywhere in the chart that you
12 thought a CT should have been considered for Mr. Wright?

13 A No.

14 Q Did you ever say anything to the patient about
15 whether or not he should have a CT or should stay
16 overnight for observation?

17 A I don't recall.

18 Q Okay. If you had made that recommendation to the
19 patient, would you have documented that?

20 A It's hard to answer that question like you --

21 Q Okay.

22 A When you get to charting at 11 o'clock, sometimes you
23 don't chart everything. If that happened.

24 Q But there's nothing in your chart note to indicate
25 that you had discussed with Mr. Wright that he should

1 on Warfarin and had experienced a head injury?

2 A Yes.

3 Q Okay. So there was nothing about how Mr. Wright
4 appeared to you at the time you examined him or were
5 caring for him other than those two factors that would
6 make you think that he needed to stay or have the head
7 CT?

8 MR. EYMANN: Form.

9 A Yes.

10 Q (By Ms. McAmis) Yes, that's correct?

11 A Yes.

12 Q Okay. Now, you assigned an ESI of 4. At what point
13 in the care that you provided to Mr. Wright would you
14 have assigned that ESI 4?

15 A When I first see -- see the patient I determine that.

16 Q Okay. Is there anything in your assessment that
17 indicates --

18 Well, let me ask you this. You said -- you
19 said that you thought the patient should get a head CT.
20 At what point do you remember thinking that?

21 A I don't recall.

22 Q Okay. Is it possible that you remember thinking that
23 after you learned that Mr. Wright had passed away?

24 MR. EYMANN: Form. Asked and answered.

25 MR. DERRIG: You can answer that.